

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

FRANK KEVIN FISCHER,

Plaintiff(s),

**CASE NUMBER: 05-70366
HONORABLE VICTORIA A. ROBERTS**

v.

UNITED PARCEL SERVICE,

Defendant(s).

_____ /

AMENDED JUDGMENT

On March 27, 2007, the jury entered a verdict totaling \$2,100,000 in favor of Plaintiff. The verdict included \$150,000 for back pay, \$650,000 in compensatory damages and \$1,300,000 in punitive damages. The Court must, however, reduce the jury's punitive damage award to \$300,000. The Elliott-Larsen Civil Rights Act, M.C.L. §37.2801, does not allow for an award of punitive damages, and Title VII caps punitive damages at \$300,000. *See Eide v Kelsey-Hayes Company*, 431 Mich. 26, 28-29, 51 (1988); 42 U.S.C. §1981a(b)(3)(D).

Therefore, judgment in the amount of \$1,100,000 is entered in favor of Plaintiff. This judgment closes the case.

IT IS SO ORDERED.

S/Victoria A. Roberts
Victoria A. Roberts
United States District Judge

Dated: March 30, 2007

The undersigned certifies that a copy of this document was served on the attorneys of record by electronic means or U.S. Mail on March 30, 2007.

S/Carol A. Pinegar

Deputy Clerk